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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: R. Lattime, et al. ✓

Examiner: C. Juska ✓

Serial No: 09/656,352 ✓

Group Art Unit: 1771 ✓

Filed: September 6, 2000 ✓

Date: July 10, 2002

For: **"CARPET LATEX COMPOUND"**

Assistant Commissioner for Patents
Washington, D. C. 20231

#7
C. Juska
JUL 23 2002
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RESPONSE TO RESTRICTION REQUIREMENT

Sir:

The Examiner has stated that restriction to one of the following inventions of the application is required under 35 U.S.C. § 121:

- Group 1** **Claims 2, 16, 17, and 21-27 relating to a carpet composition**
- Group 2** **Claims 3, and 28-34 relating to a process for preparing the carpet composition.**

The applicant hereby elects to prosecute Group 1, claims 2, 16, 17, and 21-27, with traverse. It is respectfully submitted that the field of search for both inventions would be the same, and that the process necessarily makes the product of the invention disclosed within the application. M.P.E.P. § 818.03.

Applicant respectfully requests that the process claims of Group 2 be rejoined if the product claims of Group 1 are subsequently found allowable. M.P.E.P. § 821.04.

Respectfully submitted,

HUDAK & SHUNK CO., L.P.A.

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Atty. Docket: GC-EW-DIV (GT-4722)

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CERTIFICATE OF MAILING

Sir:

The undersigned hereby certifies that the attached **RESPONSE TO RESTRICTION REQUIREMENT AND ASSOCIATE POWER OF ATTORNEY** were mailed to the Assistant Commissioner of Patents, Washington, D.C. 20231, with sufficient first-class postage, no special handling, on July 10, 2002 before 5:00 PM, thereby ensuring that such document(s) will be in the hands of the U.S. Postal Service by the close of business this day. Thus, timely response has been made to the outstanding Office Action prior to expiration of the shortened statutory period for the same ending **August 2, 2002**.

The Commissioner is hereby authorized to charge any fees which might be required or credit any overpayment of fees with regard to the attached document(s) to Account No. **08-3150**.

Respectfully submitted,

HUDAK & SHUNK CO., L.P.A.

By: Daniel J. Hudak, Jr.
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